

1 HARVEY SISKIND LLP
2 D. Peter Harvey (SBN 55712)
pharvey@harveysiskind.com
3 Seth I. Appel (SBN 233421)
sappel@harveysiskind.com
4 4 Embarcadero Center, 39th Floor
San Francisco, California 94111
5 Telephone: (415) 354-0100
Facsimile: (415) 391-7124

6
7 Attorneys for Defendants
8 RED HAT, INC. and
RED HAT MIDDLEWARE, LLC

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10
11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
13 **SAN FRANCISCO DIVISION**

14
15 FIRESTAR SOFTWARE, INC.,

Case No. C 07-80204 MISC MMC (EMC)

16 Plaintiff,

17 v.
18 **STIPULATION AND [PROPOSED]**
19 **ORDER RESCHEDULING HEARING**
ON THOUGHT, INC.'S MOTION TO
QUASH THIRD PARTY SUBPOENA, OR
IN THE ALTERNATIVE, FOR A
PROTECTIVE ORDER

20 RED HAT, INC., et al.,

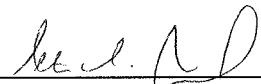
Defendants.

1 The Parties hereby stipulate that the hearing on Thought, Inc.'s motion to quash third party
2 subpoena, or in the alternative, for a protective order be rescheduled to December 19, 2007, at 10:30
3 a.m.

4 Dated: November 1, 2007

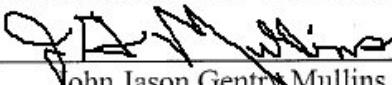
Respectfully submitted,

5 HARVEY SISKIND LLP

6 By: 
7 Seth I. Appel

8 Attorneys for Defendants
9 RED HAT, INC. and RED HAT MIDDLEWARE, LLC.

10 JOHN JASON GENTRY MULLINS

11 By: 
12 John Jason Gentry Mullins

13 Attorneys for Third Party
14 THOUGHT, INC.

15

16 **[PROPOSED] ORDER**

17 The Parties have stipulated that the hearing on Thought, Inc.'s motion to quash third party
18 subpoena, or in the alternative, for a protective order be rescheduled to December 19, 2007, at 10:30
19 a.m.

20 Good cause appearing therefore:

21 IT IS SO ORDERED.

22 Dated:

23 The Honorable Edward M. Chen
24 United States District Court Judge